

1 buy new video equipment rather than using whatever comes
2 in the door. Do you know who T.F. is who made that
3 entry?

4 A. 5:20 time you're talking about, correct?

5 Q. Yep.

6 A. T.F. I can't read his signature.

7 (Witness reviewed document.)

8 No, I can't say I can place a name to those
9 initials at the moment. T.F.

10 Q. How about his name up on the top?

11 A. Unfortunately, I can't really read it
12 there. It looks short.

13 Q. My question is, were there times when
14 substitute equipment was acquired that was used?

15 A. We -- most of our tape decks were bought
16 used. A lot of times we would buy them, such as about
17 three years ago after the World Olympics we bought a
18 number of Tek tape decks and monitors that were used
19 strictly just for the two weeks period of the Olympics.
20 So, yes, they're used, but they're extremely lightly
21 used.

22 I'm not saying everything fit that
23 category, but back then we were buying used equipment,
24 getting it refurbished down at Lerro Corporation, and then
25 putting it into operation.

1 Q. September 27, 1991, at some place. There's
2 the following entry, and I have a question or two to ask
3 you. The entry reads, Dr. Scott in program log around
4 that time or all day.

5 A. That's not on this sheet.

6 Q. That's not on the log?

7 A. I have a, Hit Dr. Scott button on preset,
8 fader bar was not all the way up so Dr. Scott went on
9 the air. Again, that's an operator error. That's Rob
10 McCarty did that. I don't know the gentleman.

11 The switcher I was telling you about has
12 two rows of switches. The top row generally is the row
13 that is on the air. The bottom bar is kind of like the
14 standby position. You hit that button, then when you
15 hit the fader bar it'll put on what's on the bottom bar
16 instead; that way you can have what's going on and have
17 the next thing ready to go.

18 What this gentleman did was, he had --
19 there's a fader bar that you can fade slowly between one
20 and the other. It sounds like -- yeah, he says, a fader
21 bar was not all the way up. If you leave it halfway,
22 you get a little of both of them. That's what he did
23 there. He just didn't do it correctly.

24 Q. Why on that veer you have a preset button
25 for Dr. Scott?

1 A. When I say preset, there's 12 inputs.
2 There's also 12 preset inputs. The top and bottom,
3 they're the same inputs. It's just that you can have
4 this upper row pressed for on air. HSN's on the upper
5 row, and that's lit up and that's what's going out over
6 the air. You could have Dr. Scott down below if you
7 wanted to go to him next, and then you could hit it. It
8 sounds like he accidentally hit the Dr. Scott button
9 while the bar was in the middle, the way I read that.

10 Q. Was there ever a period of time during your
11 experience at the station, during the time frame ending
12 in August of 1994, when Dr. Scott was on the air all
13 night?

14 A. I do not think so. We used Dr. Scott for
15 awhile, his signals. We would pull them off a
16 satellite, and then we'd rebroadcast them. I generally
17 think it was only in the morning hours that we -- and it
18 was only for an hour or two, but I don't know the exact
19 scheduling. But I don't ever remember him being on
20 overnight or long periods of time. And I don't think we
21 would have done it because I don't think they paid us.
22 I think it was some sort of -- I don't know what the
23 arrangement was, but I do know that we made more money
24 showing Home Shopping Network than we did Dr. Scott. So
25 I don't see what reason we would have done that, and I

11 1 don't ever remember doing it.

2 Q. November 2 -- off the record.

3 (Discussion was held off the record.)

4 BY MR. BECHTEL:

5 Q. January 31, 1992, another EBS entry at
6 10:49.

7 A. (Witness reviewed document.)

12 8 Okay. What would you like to know about
9 it? Everything?

10 Q. Whatever you --

11 A. Okay. Well, it says, Went to VCR to run
12 VCR to the EBS test. We had a tape that had the EBS
13 video on it and the, This is a test, this is only a test
14 thing they say. At the point where they say, This is a
15 test, this is only a test, and then you'd hear the tone,
16 that's when they would hit the button on the EBS and
17 insert the tone over the tape.

18 According to this she says, The EBS test --
19 went to run VCR 2, the EBS test, and the first 5 second
20 of video wouldn't register on the air, it was on
21 preview. Her last sentence says, I think Deck 2 is
22 going.

23 First off, I don't think that was the deck.
24 Quite often Master Control Operators, MCO's, they quite
25 often jump to conclusions that aren't right. This

1 sounds -- if it went on to preview and didn't go over
2 the air, she pressed the wrong button on the switcher;
3 that's the only way that could have happened. So that
4 was an operator error, too, but they don't like to say
5 that.

6 Q. April 21, 22, 23, some transmitter off the
7 air entries. Review those and if you recall that, you
8 can fill us in.

9 A. Off air transmitter repairs at 00:21. That
10 would have been a scheduled repair time. Duration five
11 hours. Yes.

12 The second entry says, Off air at 5:55,
13 same day, tinkering at transmitter, even when on air
14 second long and partial second long glitches are
15 noticeable at sporadic instances, glitches continuous
16 until part arrives today.

17 Okay. There was a problem with the
18 transmitter that was causing us to turn on and off or
19 maybe drop the video for a second or so, and we couldn't
20 fix it till some parts came in.

21 22nd, the day after that -- no, it doesn't
22 look like there's anything about the transmitter on that
23 one. Off air since 4:22, 2200 hours, turned off No. 1
24 at 0300. Again, I think the transmitter failed waiting
25 for that part. Obviously, the part hadn't come in and

1 we were still off the air. This might have been the
2 time frame the Exiter went down, because I remember we
3 ordered a couple parts, tried to fix it, it wouldn't,
4 and then we had to get the powers who were in charge to
5 find us a new Exiter.

6 Q. June 29 and July 1, 1992, same question.

7 A. I've got to remember that, that's my
8 birthday. Transmitter signal jumped on and off, signal
9 was lost, then comes right back, overload light went off
10 three times. We were getting alarm control problems at
11 the transmitter from the remote control. They did call
12 me. I did go up. It looks like they had a question
13 mark there as far as time duration.

14 Again, on July 1st, transmitter went off
15 the air, called Dave. I got us back on about 15 minutes
16 later. Then it went off again for another 5 minutes.
17 Again, I don't exactly remember the individual problem,
18 but I would guess that it was probably the Exiter
19 problem again because that caused us numerous problems
20 going on and off the air until we could replace it.

21 Q. September 11, 12, 24, 27 and 28 and 30 have
22 transmitter problems and, if I may request, perhaps you
23 can review those and then -- well, answer it the best
24 way you can. I put them all in one question because it
25 seemed to be a continuing thing, but maybe not.

1 A. (Witness reviewed document.)

2 It looks like -- I kind of vaguely remember
3 this, too. September 11th we started going off the air.
4 It would drop off, come back up, drop off, come back up.
5 We had a transmission problem, meaning we were putting
6 out 60,000 watts and more than just a couple watts were
7 reflecting back down the system into the transmitter.
8 It's called standing wave ratio.

9 Basically, it's if something isn't tuned
10 perfectly right, instead of all the energy going out
11 over the air, some gets reflected back into the system
12 and that can mess lots of things up. We have safety
13 features to shut it off the air if that happens, to shut
14 it down, to turn it off.

15 I think that's what was happening, and I
16 was trying to correct the problem. I don't think I
17 found the problem that night, but I was able to keep us
18 on the air at low power. Since we were at lower power,
19 the reflected power was less, it wasn't tripping us off.

20 The next day I took it off the air for 30
21 seconds to bring us back to full power. That was at 1
22 in the afternoon. Again, I'm not sure what I would have
23 done to correct the problem. I do remember at one point
24 we had a coupling in our transmission line.

25 The transmission line is what connects the

1 transmitter to the actual antenna. It's a copper tubing
2 about this thick (indicating), and there's junction
3 points. They call them bullets. I think one of the
4 bullets had burned up. I had to replace the bullet.

5 Two weeks later approximately, September
6 24th, we went off the air again. We were off for a
7 period of -- not too long. It looks like 24 minutes.
8 Obviously, that was probably an overload trip which I
9 was just able to reset. It generally takes me 15
10 minutes to get there, so it was something I fixed in 10
11 minutes. It's generally power fluctuations or something
12 like that. With the old Exiter, also, we were more
13 susceptible to power fluctuations in the AC lines.

14 This one here, I didn't even have to do.
15 Transmitter went off the air on the 27th of September,
16 1992. They have the ability to reset the transmitter
17 through the remote control. Their standard procedures
18 are to do that, reset the overload conditions and then
19 try to bring her back on the air. Sometimes it works;
20 sometimes I have to go up and correct some minor problem
21 that's keeping it from coming on. This time it worked.
22 They were able to bring it back on, on their own the way
23 the system is supposed to work.

24 Okay. And then this one here tells me what
25 the problem was for this one. I switched over to the

1 new water pump. We have a water cooled system. The
2 water pump was probably getting low, wearing out. The
3 the water pressure was getting low so I had to swap over
4 to the backup water pump till we could get it fixed.
5 That was probably what was causing the dropouts on the
6 27th and maybe even the 24th.

7 Transmitter off air on September 30th at
8 14:55, two minutes later we're back on. She must have
9 reset that from down below. So that we're -- glitches
10 in the system that twice were corrected the way the
11 system wanted; the other times I had to go up and look
12 at things.

13 Q. In November and December of 1996 there were
14 a series of logs of continuing entries. I picked four,
15 and we can give you a lot more, but there was a handful
16 of more days. But they all seem to be kind of the same
17 thing, so to shorten things I gave you four to look at.

18 A. You're talking about when we went off the
19 air?

20 Q. Yes.

21 A. Overload going off. Sending transmitter
22 off air. Can be raised manually. Happened five times.
23 Continues to happen again. Went off air. Was not --
24 We're in '92. I thought he said '96.

25 MR. HUTTON: He did say '96.

1 THE WITNESS: This one says, Transmitter
2 hiccupping. Not a good terminology, but basically that
3 means it goes off and comes right back on. The
4 transmitter will automatically reset itself two or three
5 times -- three times. If at that point the overload
6 condition or whatever it is continues to happen, it'll
7 shut off till somebody goes up and manually looks at
8 things.

9 Again, it's a safety feature. So if they
10 mentioned hiccupping that happened at 3:14, at 06:06,
11 06:56, that means it's tripping off then resetting
12 itself again. It could be due to an overload problem.
13 We had a burnt bullet one time in the transmission line
14 which was giving us some feedback.

15 I would -- these would be transmitter
16 problems with -- we obviously had a reoccurring problem
17 during that time. What the problem was exactly, I don't
18 know. I know I keep mentioning this burnt bullet was
19 one of them. I do remember going through sometime in
20 the early 90's and the Exiter problem, but that was -- I
21 think was before this.

22 Again, though, we are talking seven years
23 ago so it might have been the same time frame.

24 BY MR. BECHTEL:

25 Q. June 16, 1994, a series of transmitter

13 1 problems starting at 5 o'clock, eight in sequence there.

14 2 A. I wasn't here during this time. Richard
3 France, he was here at the time. Right here it
4 mentions, Video off air at transmitter, back on air,
5 Rich at transmitter. So this was during his time
6 period.

7 Q. If you weren't there, gone. The last log
8 is April 23, 1993, and another EBS item at 10:55.

9 A. (Witness reviewed document.)

10 April 23rd, 1993. I'm sorry. I don't see
11 any EBS mentioned on these. We do have an off -- at
12 13:23 there's a mention we lost power to our video
13 signal.

14 MR. BECHTEL: Off the record.

15 (Discussion was held off the record.)

16 MR. BECHTEL: That's all I have.

17 MR. HUTTON: I don't have any questions.

18 (Discussion was held off the record.)

19 (Whereupon, the deposition concluded at
20 11:50 o'clock a.m.)
21
22
23
24
25

1 I have read my deposition and it is true and
2 correct except for any corrections listed on the
3 attached Errata Sheet, which I have also signed.
4
5
6

7 DATE: 12/02/99
8
9

10
11 David R. Kase
12

13 DAVID KASE
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25

CERTIFICATE

I, Lori A. Dilks, the officer before whom the deposition of DAVID KASE was taken, do hereby certify that DAVID KASE, the witness whose testimony appears in the foregoing deposition, was duly sworn by me on October 29, 1999, and that the transcribed deposition of said witness is a true record of the testimony given by him; that the proceedings are herein recorded fully and accurately to the best of my ability; that I am neither attorney nor counsel for, nor related to any of the parties to the action in which this deposition was taken; and, further, that I am not a relative of any attorney or counsel employed by the parties hereto or financially interested in this action.



Lori A. Dilks, RPR

Notary Public in and for
the Commonwealth of Pennsylvania

My Commission Expires
September 29, 2003

BERKS COURT REPORTING SERVICE

FILE COPY

Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In re Applications of)	MM Docket No. 99-153
)	
READING BROADCASTING, INC.)	File No. BRCT-940407KF
)	
For Renewal of License of)	
Station WTVE(TV), Channel 51)	
Reading, Pennsylvania)	
)	
and)	
)	
ADAMS COMMUNICATIONS CORPORATION)	File No. BPCT-940630KG
)	
For Construction Permit for a New)	
Television Station to Operate on)	
Channel 51, Reading, Pennsylvania)	

RECEIVED

OCT 06 1999

To: Magalie Roman Salas, Secretary
for direction to
The Honorable Richard L. Sippel
Administrative Law Judge

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

NOTICE BY ADAMS OF DEPOSITION
UPON ORAL EXAMINATION

Adams Communications Corporation ("Adams") gives notice of its intent to take the deposition of David Kase, 736 Thorn Street, Reading, PA 19601, upon oral examination on Friday, October 29, 1999, commencing at 10 a.m. at the Comfort Inn, 2200 Stacy Drive, Reading, PA. This is one of several depositions being taken during the period Wednesday, October 20, 1999, through Friday, October 29, 1999. If the date and time cannot be accommodated, please contact Simone Parrish at 202-833-4190 collect, who will make an effort to revise the schedule to accommodate you. The subject of the deposition is your knowledge of programming and operations of station WTVE, channel 51, during the period August 1, 1989 through July 31, 1994, as well as the



ownership and organization of Reading Broadcasting, Inc., the licensee of that station during that time period. The deposition will be taken before a court reporter.

Respectfully submitted,



Gene A. Bechtel
Harry F. Cole

Bechtel & Cole, Chartered
Suite 250, 1901 L Street, N.W.
Washington, D.C. 20036
Telephone 202-833-4190
Telecopier 202-833-3084

Counsel for Adams Communications
Corporation

October 6, 1999

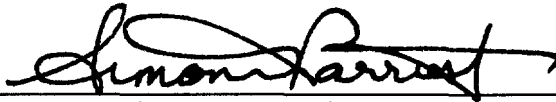
CERTIFICATE OF SERVICE

I certify that I have this 6th day of October, 1999, caused copies of the foregoing NOTICE BY ADAMS OF DEPOSITION UPON ORAL EXAMINATION to be hand delivered to the offices of the following:

The Hon. Richard L. Sippel
Administrative Law Judge
Federal Communications Commission
445 12th Street, S.W., Room 1-C864
Washington, D.C. 20554

James Shook, Esq.
Mass Media Bureau
Federal Communications Commission
445 12th Street, S.W., Room 3-A463
Washington, D.C. 20554

Thomas J. Hutton, Esq.
Holland & Knight, L.L.P.
Suite 200, 2000 K Street, N.W.
Washington, D.C. 20006
Counsel for Reading Broadcasting, Inc.

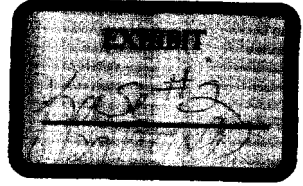
A handwritten signature in black ink, appearing to read "Simone Parrish", is written over a horizontal line.

Simone Parrish
Legal Assistant

SUBPOENA

ORIGINAL - To be executed by the person who effects service and returned to the Secretary of the Commission.

UNITED STATES OF AMERICA
FEDERAL COMMUNICATIONS COMMISSION



IN THE MATTER OF
READING BROADCASTING, INC.
For Renewal of Licence for
Station WTVE(TV), Channel 51,
Reading, Pennsylvania

MM Docket No. 99-153

THE PRESIDENT OF THE UNITED STATES OF AMERICA

To David Kase, 736 Thorn Street, Reading, PA 19601, GREETINGS:


YOU ARE HEREBY ORDERED under penalty of law to appear before the Federal Communications Commission or
any duly authorized notary public at the Comfort Inn, 2200 Stacy Drive
(Name and official title of person authorized to take depositions)

in the city of Reading on the 29th day of October, 19 99,
at 10 o'clock A. M., of that day, to testify in the above-captioned matter and to bring with you and to
produce then and there the following books, papers, and documents: See attached

RECEIVED

1999 OCT - 7 A 10: 27

OFFICE
OF
RECORDS

BY ORDER OF THE FEDERAL COMMUNICATIONS COMMISSION, this sixth day of
October, 19 99, 
(Official Title)
Administrative Law Judge

NOTICE: - Witness fees and mileage for attendance under this subpoena for service hereof are to be paid by the party at whose instance the witness is subpoenaed, and every copy of this summons for the witness must contain a copy of this notice.

Service of subpoenas may be made by any citizen of the United States over the age of 18 years who is competent to be a witness, and is not a party to or in any way interested in the proceeding.

PROOF OF SERVICE ON REVERSE SIDE.

PROOF OF SERVICE

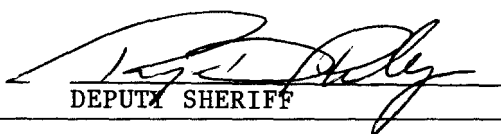
State of PENNSYLVANIA)
County of BERKS) ss:

RYAN PHILLIPS, DEPUTY SHERIFF, being first duly sworn, says:

I am a citizen of the United States of America, over the age of eighteen years, and not a party to or in any way interested in the proceeding in which this subpoena was issued.

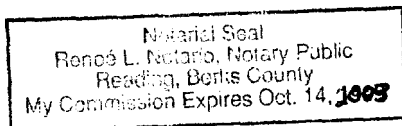
On the 13TH day of OCTOBER, 19 99, I served the within subpoena on the witness named therein at the address shown, by -- (Check method used.)

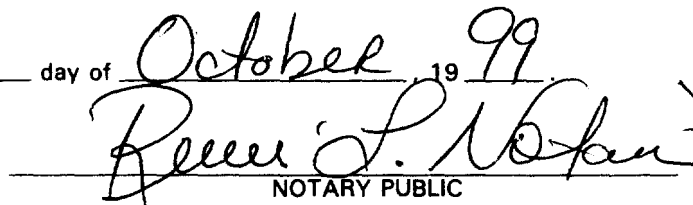
- ☒ (1) Delivering to and leaving with the witness personally a copy of said subpoena and at the same time exhibiting to said witness this original,
- ☐ (2) Unable to effect service in the manner specified in the immediately preceding section by leaving a copy at the principal office or place of business of the witness, to wit:


DEPUTY SHERIFF

on the _____ day of _____, 19 _____.

Subscribed and sworn to me before this 22nd day of October, 19 99.




NOTARY PUBLIC

I certify that the person named herein was in attendance as a witness at _____

on _____
(DAY, MONTH, AND YEAR)

(NAME OF PERSON CERTIFYING)

OFFICIAL TITLE

Attachment 1:

DOCUMENTS TO BE PRODUCED

All documents of any kind or description relating to the deponent's knowledge of or familiarity with the operations, including the programming, of Station WTVE(TV), Reading, Pennsylvania, during the period August 1, 1989 through July 31, 1994.